

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THE ANNUITY, PENSION, WELFARE and APPRENTICESHIP
SKILL IMPROVEMENT AND SAFETY FUNDS of the
INTERNATIONAL UNION OF OPERATING ENGINEERS,
LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO, by its
TRUSTEES EDWARD KELLY, JEFFREY LOUGHLIN,
PETER PATERNO, ROSS PEPE, NICHOLAS SIGNORELLI
and NICHOLAS SIGNORELLI, JR., and JOHN and JANE DOE,
as Beneficiaries of the ANNUITY, PENSION, WELFARE and
APPRENTICESHIP SKILL IMPROVEMENT AND SAFETY
FUNDS of the INTERNATIONAL UNION OF OPERATING
ENGINEERS, LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO,

**REQUEST TO
CLERK FOR
ENTRY OF DEFAULT**

08-CIV-5350 (CLB)

Plaintiffs,

-against-

ACK MANAGEMENT CORP.,

Defendant.

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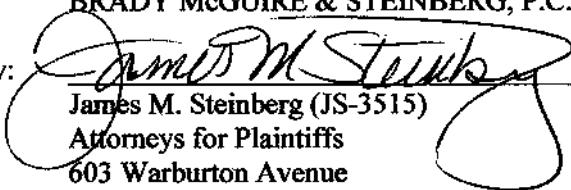
TO: J. MICHAEL McMAHON, Clerk of the United States District
Court for the Southern District of New York

Please enter the default of Defendant ACK MANAGEMENT CORP. pursuant to Rule
55(a) of the Federal Rules of Civil Procedure for its failure to plead or otherwise defend the
above-entitled action as fully appears from the court file herein and from the attached Affidavit
of James M. Steinberg, sworn to on July 11, 2008.

Dated: Hastings-on-Hudson, New York
July 11, 2008

BRADY McGUIRE & STEINBERG, P.C.

By:


James M. Steinberg (JS-3515)
Attorneys for Plaintiffs
603 Warburton Avenue
Hastings-on-Hudson, New York 10706
(914) 478-4293

TO: ACK MANAGEMENT CORP.
68 Gaylord Road
Scarsdale, New York 10583

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FUNDS of the INTERNATIONAL UNION OF OPERATING
ENGINEERS, LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO,

**NOTICE OF
MOTION FOR
DEFAULT JUDGMENT**

08-CIV-5350 (CLB)

Plaintiffs,

-against-

ACK MANAGEMENT CORP.,

Defendant.

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PLEASE TAKE NOTICE, that upon the Affidavit of JAMES M. STEINBERG, ESQ., sworn to on the 11th day of July, 2008, Plaintiffs' Statement of Damages, and upon all of the prior papers and proceedings heretofore served and had herein, Plaintiffs, by their attorneys BRADY McGUIRE & STEINBERG, P.C., will move this court, at the United States Courthouse located at 300 Quarropas Street, White Plains, New York, before the Honorable Charles L. Brieant, at a date and time scheduled by the Court, for a judgment of default against Defendant ACK MANAGEMENT CORP. pursuant to Rule 55(a) of the Federal Rules of Civil Procedure in the amount of \$47,219.65, together with such other and further relief as this Court may deem just, proper and equitable.

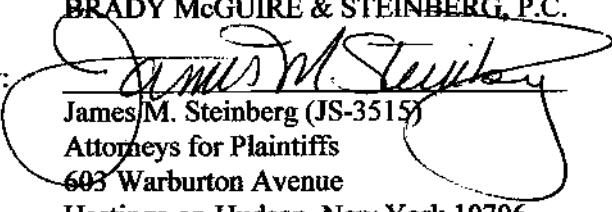
Dated: Hastings-on-Hudson, New York

July 11, 2008

Respectfully submitted,

By:

BRADY McGUIRE & STEINBERG, P.C.


James M. Steinberg (JS-3515)
Attorneys for Plaintiffs
603 Warburton Avenue
Hastings-on-Hudson, New York 10706
(914) 478-4293

TO: **ACK MANAGEMENT CORP.**
68 Gaylord Road
Scarsdale, New York 10583